

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
Miami Division**

DONALD J. TRUMP,

Plaintiff,

Case No. 23-cv-21377-DPG

v.

MICHAEL D. COHEN,

Defendant.

MOTION FOR LEAVE TO APPEAR TELEPHONICALLY

Defendant Michael D. Cohen, by and through undersigned counsel moves for leave to allow E. Danya Perry, Esq. and Lilian M. Timmermann, Esq. to appear telephonically on his behalf at the September 5, 2023, discovery hearing in this matter.

1. On September 1, 2023, the Honorable Chief Magistrate Judge Torres entered an order granting Plaintiff's Motion for Hearing and setting a discovery hearing to occur on September 5, 2023, at the United States Courthouse, 99 N.E. Fourth Street, Tenth Floor, Courtroom Five, Miami, Florida. [D.E. 54.]

2. Defendant's counsel Benjamin H. Brodsky, Esq. and Max A. Eichenblatt, Esq. will be physically present at the hearing and will present argument to the Court. Their co-counsel, E. Danya Perry, Esq. and Lilian M. Timmermann, Esq., are unable to attend in-person and request leave of Court to appear telephonically at the hearing.

3. Defendant has conferred with Plaintiff's counsel but Plaintiff's counsel has not yet stated his position on the relief sought herein.

WHEREFORE, Defendant respectfully requests that the Court enter an Order granting this Unopposed Motion for Leave to Appear Telephonically and allow E. Danya Perry, Esq. and Lilian

M. Timmermann, Esq. to appear via telephone for the upcoming September 1, 2023, discovery hearing in this matter.

CERTIFICATE OF GOOD FAITH CONFERRAL

Pursuant to S.D. Fla. L. R. 7.1(a)(3), undersigned counsel for Defendant certifies that he has conferred with Plaintiff's counsel in a good faith effort to resolve the issues raised herein, but that Plaintiff's counsel has not yet stated on the relief sought.

Respectfully submitted,

By: /s/ Benjamin H. Brodsky
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Counsel for Defendant Michael D. Cohen

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this September 4, 2023, a copy of this filing was submitted electronically via the CM/ECF system to all parties that have entered an appearance in this case and on the Court's electronic system.

By: /s/ Max A. Eichenblatt
Max A. Eichenblatt